

Petition of Boston Gas Company d/b/a KeySpan Energy Delivery New England to qualify to do business within the Commonwealth of Massachusetts as a natural gas pipeline company, and for approval of eminent domain authority for the taking of an easement on certain property in the City of Chelsea for a proposed 2,000 foot long natural gas pipeline to be constructed in the Cities of Boston and Chelsea, Massachusetts.

NOTICE OF PUBLIC HEARING

KeySpan Energy Delivery New England ("KeySpan") has petitioned the Department of Telecommunications and Energy ("Department"), pursuant to G.L. c. 164, § 75C, to authorize KeySpan to take by eminent domain, under G.L. c. 79, an easement on certain property in Chelsea along the route of a proposed natural gas pipeline ("Gas Pipeline"). As a necessary preliminary to the request, KeySpan also has petitioned the Department, pursuant to G.L. c. 164, § 75B, for a determination that it is qualified to do business within the Commonwealth of Massachusetts as a natural gas pipeline company.

The Department will review KeySpan's petition to determine whether the proposed construction and use of the Gas Pipeline is necessary for the purpose alleged, will serve the public convenience, and is consistent with the public interest, pursuant to G.L. c. 164, § 75B. The Department also will determine whether to authorize KeySpan to take by eminent domain property located at Mill Creek Condominiums, 165-175-185 Cottage Street (Suffolk County District of the Land Court Certificates of Titles No. 237-0 and 100293, Book 497/Page 93) to effect the construction of the Gas Pipeline.

The Department will conduct a public hearing on this petition at the Chelsea High School, 299 Everett Avenue, Chelsea, Massachusetts at 7:00 p.m. on Wednesday, March 31, 2004, to receive public comment and respond to questions about KeySpan's requests for a declaration that it is qualified to do business in the Commonwealth of Massachusetts as a natural gas pipeline company and eminent domain authority.

Any person who desires to submit written comments may do so by filing an original and 5 copies of such comments with: Mary L. Cottrell, Secretary, Department of Telecommunications and Energy, One South Station, 2nd Floor, Boston, Massachusetts 02110 no later than 5:00 p.m., **Wednesday, March 31, 2004**. A copy of such comments also must be filed with regulatory counsel for the Petitioner, Thomas P. O'Neill, Senior Counsel, KeySpan Energy Delivery New England, 52 Second Avenue, Waltham, Massachusetts 02451.

Any person who desires to participate in the evidentiary phase of this proceeding must file a written petition to intervene or to participate in the proceeding with: Mary L. Cottrell, Secretary, Department of Telecommunications and Energy, One South Station, 2nd Floor, Boston, Massachusetts 02110 no later than 5:00 p.m., **Friday, April 9, 2004**. A petition to intervene must satisfy the timing and substantive requirements of 220 C.M.R. § 1.03. Receipt by the

Department – not mailing or postmark – constitutes filing and determines whether a petition has been timely filed. A late-filed petition may be disallowed as untimely, unless good cause is shown for waiver pursuant to 220 C.M.R. § 1.01(4). To be allowed, a petition filed pursuant to 220 C.M.R. § 1.03(1) must satisfy the standing requirements of G.L. c. 30A, § 10.

Petitions to intervene also should be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to dte.efiling@state.ma.us; or (2) on a 3.5" disk, IBM-compatible format. The text of the e-mail or the disk label must specify: (1) the docket number of the proceeding (D.T.E. 04-03); (2) name of the person or company submitting the filing; and (3) a brief descriptive title of the document. The electronic filing should also include the name, title, and telephone number of a person to contact in the event of questions about the filing. Text responses should be written in either WordPerfect (naming the document with a “.wpd” suffix), in Microsoft Word (naming the document with an “.doc” suffix), or as an Adobe PDF file (naming the document with a “.pdf” suffix). Data or spreadsheet responses should be compatible with Microsoft Excel. Documents submitted in electronic format will be posted on the Department’s Website, <http://www.mass.gov/dpu>. A petition to intervene also should be filed with regulatory counsel for the Petitioner, Thomas P. O’Neill, Senior Counsel, KeySpan Energy Delivery New England, 52 Second Avenue, Waltham, Massachusetts 02451.

A copy of KeySpan’s filing is available for public inspection during normal business hours (9:00 a.m. - 5:00 p.m.) at the offices of the Department, One South Station, 2nd Floor, Boston, Massachusetts 02110. A copy of KeySpan’s filing will also be available for public inspection at the Chelsea City Hall and Chelsea Public Library, no later than 14 days prior to the date of the public hearing. Any person desiring further information regarding this Notice may contact Denise L. Desautels, Hearing Officer at (617) 305-3525.